

IN THE UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF ALABAMA  
SOUTHERN DIVISION

**FILED**  
00 DEC 12 PM 1:44  
U.S. DISTRICT COURT  
N.D. OF ALABAMA

RODNEY OGLESBY, )  
 )  
Plaintiff, )  
 )  
vs. ) CV 00-PWG-2701-S  
 )  
COMMISSIONER MIKE HALEY )  
and WARDEN BILLY MITCHEM, )  
 )  
Defendants. )

*Jm*  
**ENTERED**

DEC 13 2000


MEMORANDUM OF OPINION

The magistrate judge filed a report and recommendation on November 16, 2000, recommending that this action filed pursuant to 42 U.S.C. § 1983 be dismissed under 28 U.S.C. § 1915A(b). No objections have been filed.

Having carefully reviewed and considered *de novo* all the materials in the court file, including the report and recommendation, the Court is of the opinion that the magistrate judge's report is due to be and is hereby ADOPTED and the recommendation is ACCEPTED. Accordingly, the complaint is due to be dismissed pursuant to 28 U.S.C. § 1915A(b). A Final Judgment will be entered.

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DATED this 12<sup>th</sup> day of December, 2000.

  
UNITED STATES DISTRICT JUDGE